

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 2ND DAY OF JUNE 1998

BEFORE

THE HON'BLE MR.JUSTICE V.K.SINGHAL

WRIT PETITION NOS. 4779 to 4781 OF 1994

BETWEEN:

W.P.No.4779/94

1. Sri D.Venkatesh,  
Proprietor,  
M/s Shakti Treads,  
292/13, Peenya Industrial Estate,  
Bangalore-58.  
aged about 39 years,  
S/o Sri K.B.D. Panth. ..Petitioner.

W.P.No.4780/94

2. Sri D.Venkatesh,  
Proprietor,  
M/s Shakti Treads,  
292/13, Peenya Industrial Estate,  
Bangalore-58,  
aged about 39 years,  
S/o Sri K.B.D.Panth. ..Petitioner.

W.P.No.4781/94

3. Sri D.Venkatesh,  
Proprietor,  
M/s Shakti Treads,  
292/13, Peenya Industrial Estate,  
Bangalore-58.  
aged about 39 years,  
S/o Sri K.B.D.Panth. ..Petitioner.

(By M/s Ramabhadran, Advs.)

...2

AND:

1. The Assistant Commissioner  
of Commercial Taxes,  
District Circle-VI,  
Bangalore.

2. The Joint Commissioner of  
Commercial Taxes,  
(Administration),  
City Division-II,  
Bangalore.

...Respondents.  
(Common in all petitions)

(By Smt. S.Sujatha, HCGP)

Writ Petition is filed under Articles 226  
of the Constitution of India with an affidavit  
praying to quash the order dt.24.12.93 passed by  
the R-2 vide Annex-J K and L etc.,

Writ Petition is coming on for Orders this  
day, the Court made the following:

O R D E R

The Petitioner has challenged the order  
of Joint Commissioner of Commercial Taxes in the  
proceeding under Section 21 of K.S.T.Act, 1957.

The appeal

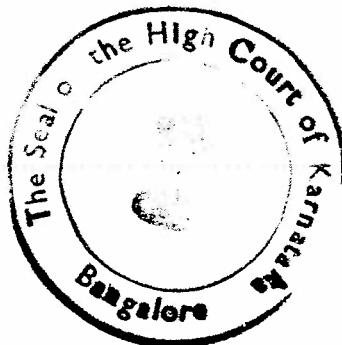
The appeal lies to the Tribunal. There are, certain factual matters are also as according to the petitioner the evidence was produced, but according to the respondents it was not produced. It will be proper in the facts and circumstances of this case, an appeal is filed within six weeks from today. If the appeal is filed within the aforesaid period, objection of limitation would not be taken. Petition is dismissed on the ground of availability of appeal.

Sd/-JUDGE.

HK

r.by: D 24/8/98

c.by: L.



**COPY**

L2

Assistant Registrar  
High Court of Karnataka  
Bangalore-560 001

✓ 7/10 27-8-98

